Applicant: James Alun Wynne Morgan, et al. Attorney's Docket No.: 13384-002001

Serial No.: 09/889,874 Filed: July 23, 2001

Page : 3 of 12

Amendments to the Claims:

This listing of claims replaces all prior versions and listings of claims in the application:

Listing of Claims:

1-30. (Canceled).

- 31. (New) An isolated nucleic acid molecule comprising a nucleotide sequence encoding a polypeptide comprising the amino acid sequence of SEQ ID NO:22.
- 32. (New) An isolated nucleic acid molecule comprising a nucleotide sequence encoding a polypeptide comprising the amino acid sequence of SEQ ID NO:23.
- 33. (New) An isolated nucleic acid molecule comprising a nucleotide sequence encoding a polypeptide comprising the amino acid sequence of SEQ ID NO:22 and a nucleotide sequence encoding a polypeptide comprising the amino acid sequence of SEQ ID NO:23.
- 34. (New) An isolated nucleic acid molecule comprising a portion of the nucleotide sequence of SEQ ID NO:52, the portion comprising a nucleotide sequence encoding a polypeptide comprising the amino acid sequence of SEQ ID NO:22.
- 35. (New) An isolated nucleic acid molecule comprising a portion of the nucleotide sequence of SEQ ID NO:52, the portion comprising a nucleotide sequence encoding a polypeptide comprising the amino acid sequence of SEQ ID NO:23.

Applicant: James Alun Wynne Morgan, et al. Attorney's Docket No.: 13384-002001

Serial No. : 09/889,874 Filed : July 23, 2001 Page : 4 of 12

35. (New) An isolated nucleic acid molecule comprising a portion of the nucleotide sequence of SEQ ID NO:52, the portion comprising a nucleotide sequence encoding a polypeptide comprising the amino acid sequence of SEQ ID NO:22 and a nucleotide sequence encoding a polypeptide comprising the amino acid sequence of SEQ ID NO:23.

- 36. (New) An isolated nucleic molecule comprising a nucleotide sequence encoding a polypeptide having an amino acid sequence that is at least 70% identical to SEQ ID NO:22, wherein the polypeptide is toxic to a nematode.
- 37. (New) The isolated nucleic acid molecule of claim 36 wherein the nematode is *C. elegans*.
- 38. (New) The isolated nucleic acid molecule of claim 36 wherein the polypeptide is at least 85% identical to SEQ ID NO:22.
- 39. (New) The isolated nucleic acid molecule of claim 36 wherein the polypeptide is at least 90% identical to SEQ ID NO:22.
- 40. (New) The isolated nucleic acid molecule of claim 36 wherein the polypeptide is at least 95% identical to SEQ ID NO:22.
- 41. (New) The isolated nucleic acid molecule of claim 36 wherein the polypeptide is at least 98% identical to SEQ ID NO:22.
- 42. (New) An isolated nucleic molecule comprising a nucleotide sequence encoding a polypeptide having an amino acid sequence that is at least 70% identical to SEQ ID NO:23, wherein the polypeptide is toxic to a nematode.

Applicant: James Alun Wynne Morgan, et al. Attorney's Docket No.: 13384-002001

Serial No.: 09/889,874 Filed: July 23, 2001 Page: 5 of 12

44. (New) The isolated nucleic acid molecule of claim 36 wherein the nematode is *C. elegans*.

- 45. (New) The isolated nucleic acid molecule of claim 36 wherein the polypeptide is at least 85% identical to SEQ ID NO:23.
- 46. (New) The isolated nucleic acid molecule of claim 36 wherein the polypeptide is at least 90% identical to SEQ ID NO:23.
- 47. (New) The isolated nucleic acid molecule of claim 36 wherein the polypeptide is at least 95% identical to SEQ ID NO:23.
- 48. (New) The isolated nucleic acid molecule of claim 36 wherein the polypeptide is at least 98% identical to SEQ ID NO:23.
- 49. (New) An isolated nucleic acid molecule encoding a fragment of a polypeptide consisting of the amino acid sequence of SEQ ID NO:22, wherein the fragment is toxic to a nematode.
- 50. (New) The isolated nucleic acid molecule of claim 49 wherein the nematode is C. elegans.
- 51. (New) An isolated nucleic acid molecule encoding a fragment of a polypeptide consisting of the amino acid sequence of SEQ ID NO:22, wherein the fragment is toxic to a nematode.
- 52. (New) The isolated nucleic acid molecule of claim 49 wherein the nematode is *C. elegans*.

Attorney's Docket No.: 13384-002001 Applicant: James Alun Wynne Morgan, et al.

Serial No.: 09/889,874 Filed : July 23, 2001 : 6 of 12

Page

53. (New) A method for producing a polypeptide, comprising:

providing a cell harboring the isolated nucleic acid molecule of any of claims 31-(a) 52 operatively linked to expression control elements; and

> culturing the cell under conditions in which the polypeptide encoded by the (b) nucleic acid molecule is expressed.